

## **TIVERTON TOWN COUNCIL AGENDA**

**Regular Meeting: Monday, May 10, 2010 at 7:00 p.m.**

**NOTE:** Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

**DATE POSTED: 05-06-2010**

**1. PLEDGE OF ALLEGIANCE TO THE FLAG**

**2. ROLL CALL**

**Donald Bollin-President**

**JoAnne Arruda-Vice President**

**Hannibal Costa**

**Louise Durfee**

**Jay Lambert**

**Cecil E. Leonard**

**Edward Roderick**

**3. APPROVAL OF CONSENT AGENDA**

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

**4. A. BUSINESS BROUGHT BEFORE THE COUNCIL**

**CONSENT AGENDA:**

**(C.A.) 1. a.** Approval of Minutes from Regular Council Meeting April 26, 2010

Councilor Arruda abstained - Absent

**b.** Approval of Executive Session Minutes of April 26, 2010

Councilor Arruda abstained – Absent

**c.** Approval of Minutes from Special Council Meeting May 4, 2010

**(C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions

**a.** School Committee (5)

**c.** Wastewater Management Commission

**b.** Art Council

**d.** Municipal Bldg Adv Committee

**(C.A.) 3.** Correspondence – Receive and File

**a.** Resolutions Received

**1.** Opposing Mandatory Binding Arbitration Legislation  
from School Committees of North Smithfield and Bristol/Warren

**2.** Opposing “Contract Continuation from School Committees of Bristol/Warren, North  
Smithfield and Foster Town Council

**3.** Encouraging Return of 34<sup>th</sup> America’s Cup Challenge to  
Newport from Town Councils of Middletown and Jamestown

**4.** Supporting House Bill 7014 – Bridge Safety from Town of Jamestown

**5.** Requesting General Assembly Vacate Financial Mandates Pertaining to Municipal and School  
Employee Pensions, Health Insurance Cost Sharing and school Health Care Benefits. Also  
Resolving Towns and Cities Implement Budget Articles Known as “Municipal Tools”, Calling  
for Reduction at Local Level Equal to State Workers from Town of Portsmouth

**6.** Received from Warren Town Council Proclaiming May Mental Health Month

**(C.A.) 4.** Invitation Received From Town Council of Jamestown Regarding “Congress of Councils” to Discuss  
and Strategize Defeat of Hess LNG in Mt. Hope Bay

- (C.A.) 5. Received From Garry Plunkett, Tiverton Representative to East Bay Energy Consortium – Feasibility Study Status Report
- (C.A.) 6. Received From City of Fall River Chief of Fire Department Thanking Tiverton For Mutual Aid
- (C.A.) 7. Received From Bobby E. Allcock IV Regarding Enforcement of No Dirt Bikes or All Terrain Vehicles in Nature Trails
- (C.A.) 8. a. Tiverton Yacht Club – Request Zoning Ordinance Text and Map Amendment - Continued From April 26<sup>th</sup>  
Ethics Advisory Opinions Expected May 18<sup>th</sup>  
Schedule Public Hearing for June 14, 2010  
b. Planning Board Recommendation
- (C.A.) 9. Report Received From Treasurer DiMattia Regarding Investments
- (C.A.) 10. a. Alex Cacheco –Request Approval for 5K Run/Walk and Bike Ride Memorial for John Toulon on July 31 with Rain Date of August 7<sup>th</sup> Subject to Meeting Police Chief Requirements and Route Approval– Chief Memo Attached  
b. Approval of Public Hearing for Noise Variance at 69 Nanaucket on July 31<sup>st</sup> for Live Music on June 14 - Continued from April 26, Meeting

#### **B –PUBLIC HEARING – (ADVERTISED)**

#### **C- BOARD OF LICENSING COMMISSIONERS**

#### **D - APPOINTMENTS & RESIGNATIONS:**

- 1. Tiverton Housing Authority – Resignation of Stephen F. Chase
- 2. Appointment to Zoning Board Alternate 1 and Alternate 2  
Candidates Previously Interviewed
  - a. Matthew J. Cayer
  - b. Wendy Taylor Humphrey

#### **E - UNFINISHED BUSINESS:**

#### **F – FINANCIAL BUSINESS:**

- 1. Tax Collector, T. McGowan – Request Council Approval to Abate Uncollected Taxes of \$6,544.54 Reasoning Attached
- 2. Town Administrator/ Fogland Oversight Committee – Request Release of Fogland Carry Over Funds for the Survey/Map Project Acct #099-098997 for \$15,000

#### **G - NEW BUSINESS:**

- 1. Honorable June Gibbs – Straight Ticket Voting

2. Town Clerk – Follow-up Discussion and Action if Necessary of Financial Town Meeting
3. Town Administrator – Request Permission to Advertise for New Fire Department Hire List

#### **H – BIDS AND REQUESTS FOR PROPOSALS**

#### **I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

#### **J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

#### **K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

#### **5. CLOSED EXECUTIVE SESSION**

1. Town Solicitor - Litigation – 42-46-5(a) (2)
2. Town Administrator–42-46-5(a)(2)–Collective Bargaining - IBPO, IAFF & Teamsters

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended

**6. ADJOURNMENT** Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”